Basic information

1998/0134(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure completed
Community Customs Code **Subject** 2.10.01 Customs union, tax and duty-free, Community transit	

Key players

European Parliament

Committee responsible	Rapporteur	Appointed
JURI Legal Affairs and Internal Market	PALACIO VALLELERSUNDI Ana (PPE-DE)	30/11/1999

Former committee responsible	Former rapporteur	Appointed
ECON Economic and Monetary Affairs, Industrial Policy	PAASILINNA Reino (PSE)	03/09/1998

Former committee for opinion	Former rapporteur for opinion	Appointed
RELA External Economic Relations	FERRER Concepció (PPE)	29/09/1998
CONT Budgetary Control	BARDONG Otto (PPE)	29/06/1998

Council of the European Union

Council configuration	Meetings	Date
Competitiveness (Internal Market, Industry, Research and Space)	2265	2000-05-25
Competitiveness (Internal Market, Industry, Research and Space)	2248	2000-03-16

Key events

Date	Event	Reference	Summary
03/06/1998	Legislative proposal published	COM(1998)0226	Summary
01/07/1998	Committee referral announced in Parliament, 1st reading		
23/02/1999	Vote in committee, 1st reading		

23/02/1999	Committee report tabled for plenary, 1st reading	A4-0080/1999	
11/03/1999	Debate in Parliament		
02/06/1999	Modified legislative proposal published	COM(1999)0236	Summary
25/05/2000	Council position published	06995/1/2000	Summary
15/06/2000	Committee referral announced in Parliament, 2nd reading		
13/09/2000	Vote in committee, 2nd reading		Summary
13/09/2000	Committee recommendation tabled for plenary, 2nd reading	A5-0254/2000	
05/10/2000	Decision by Parliament, 2nd reading	T5-0434/2000	Summary
05/10/2000	Debate in Parliament		
16/11/2000	Final act signed		
16/11/2000	End of procedure in Parliament		
12/12/2000	Final act published in Official Journal		

Technical information

Procedure reference	1998/0134(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 026 EC Treaty (after Amsterdam) EC 133 EC Treaty (after Amsterdam) EC 095
Stage reached in procedure	Procedure completed
Committee dossier	JURI/5/12801

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0080/1999 OJ C 175 21.06.1999, p. 0004	23/02/1999	
Text adopted by Parliament, 1st reading/single reading		T4-0197/1999 OJ C 175 21.06.1999, p. 0416-0423	12/03/1999	Summary
Committee recommendation tabled for plenary, 2nd reading		A5-0254/2000 OJ C 178 22.06.2001, p. 0009	13/09/2000	
Text adopted by Parliament, 2nd reading		T5-0434/2000 OJ C 178 22.06.2001, p. 0182-0220	05/10/2000	Summary

Council of the EU

Document type	Reference	Date	Summary
Council position	06995/1/2000 OJ C 208 20.07.2000, p. 0001	25/05/2000	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1998)0226 OJ C 228 21.07.1998, p. 0008	03/06/1998	Summary
Modified legislative proposal	COM(1999)0236  OJ C 248 29.08.2000, p. 0001 E	02/06/1999	Summary
Commission communication on Council's position	SEC(2000)0995 	08/06/2000	Summary

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0056/1999 OJ C 101 12.04.1999, p. 0006	27/01/1999	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Final act

Regulation 2000/2700
OJ L 311 12.12.2000, p. 0017-0020 Summary

Community Customs Code

1998/0134(COD) - 03/06/1998 - Legislative proposal

PURPOSE: to amend Council Regulation 2913/92/EEC establishing the Community Customs Code, notably in the light of internal market requirements. CONTENT: As required by Regulation 2913/92/EEC, the Commission presents a report containing a review of the experience gained in applying the Code during the past four years. It concludes that the Code has brought about much mire transparency than there was before it was established. It has been taken as a model by many third countries in Europe, and even beyond. Its role is to underpin several Community policies and provide a common framework for the operations of the national customs administrations. In the context of increasing fraud, the Commission considers that care must be taken to ensure that the amended Customs Code does its job. The Commission's report is accompanied by a proposal for amendment of Regulation 2913/92/EEC which aims to achieve yet more simplification of the rules, make the Basic Regulation more flexible, improve the recovery procedure and bring the provisions on customs representation into line with the principle of a single market.

Community Customs Code

1998/0134(COD) - 02/06/1999 - Modified legislative proposal

The amended proposal takes up the substance of the five amendments put forward by the European Parliament in its first reading. The amended proposal seeks to: - settle the issue of 'good faith' on the part of importers with regard to preferential origin agreements. The text in question is intended to improve the legal security of operators by dividing the risk of uncertainty between the importer and the system and in specifying the obligations of the customs authorities; - reposition and clarify a point concerning the documents that must accompany customs declarations made electronically; - clarify a point concerning the reform of customs procedures with economic impact and to delete another point on the matter, which is not indispensable.

Community Customs Code

1998/0134(COD) - 16/11/2000 - Final act

PURPOSE: to revise the Community Customs Code. COMMUNITY MEASURE: Council Regulation 2700/2000/EC amending Regulation 2913/92/EC establsihing the Community Customs Code. CONTENT: The main objective of successive revisions of the Regulation governing the Community Customs Code, is to prevent fraud. In order to make it easier to take advantage of the arrangements for inward processing, processing under custom control and temporary importation, the rules should be made more flexible. Moreover, it is appropriate to make provision, in accordance with the committee procedure, for additional cases in which charges due under outward processing arrangements are calculated taking the cost of processing operations as a basis. Provisions, inter alia, in the Regulation include the following: - where the customs declaration is made by means of a data-processing technique, the customs authorities may allow accompanying documents not to be lodged with the declaration; - the drawback system may be used for all goods. It shall not, however, be usuable where, at the time of declaration of release for free circulation is accepted; - use of the temporary importation procedure with partial relief from import duties shall be granted in respect of goods which are not covered by the provisions adopted in accordance with Articel 141 or which are not covered by such provisions but do not fulfill all the conditions laid down therein for the grant of temporary importation with total relief; - free zones, with some exceptions, shall be enclosed. The Member States shall define the entry and exit points of each free zone or free warehouse; - if a custom authority finds that a custom debt has been incurred in another Member State and the amount of debt is lower than EUR 5000, the debt shall be incurred in the Member State where the finding was made; - the cases and conditions in which the debtor's obligation to pay duty shall be suspended may also be provided for in accordance with the committee procedure. ENTRY INTO FORCE: 19/12 /2000

Community Customs Code

1998/0134(COD) - 25/05/2000 - Council position

The Council common position adopted amendments relating to: - customs declarations by electronic means, the Council very largely adopted the substance of the Parliament's amendment as it thought that stipulating in the text that the documents shall be kept at customs authorities' disposal was sufficient to guarantee the possibility of subsequent verification of undertakings which have been authorised to use this form of declaration; - the problem of "good faith" of economic operators (a problem which constituted a very serious stumbling block in the process of revising the Code), the Council has presented a new text which very largely adopts the approach followed by the Parliament's amendment. However, the wording used supplements the Parliament's approach by providing for a more precise defintion of the terms "error" of the customs authorities and "good faith" of the person liable. In addition, the Council has made a number of adjustments to the texts in the Commission's proposal, most of which are of an essentially technical nature. It should also be noted that the common position adopted the usual wording linking entry into force to the publication of the texts in the Official Journal of the European Communities. On the other hand, the Council did not accept the amendment relating to customs authorities adopting control measures as the Council considers that the introduction of control measures falls within the domain of fighting fraud which must be dealt with outside the Community Customs Code.

Community Customs Code

1998/0134(COD) - 05/10/2000 - Text adopted by Parliament, 2nd reading

The European Parliament adopted a resolution by Ana PALACIO VALLELERSUNDI (EPP/ED, Spain) approving the Council's common position on the customs code. It called on the Commission to adopt the Community law implementation acts and to introduce the incentive measures needed to improve the level of administrative cooperation, particularly in the field of computerised data exchange.

Community Customs Code

1998/0134(COD) - 08/06/2000 - Commission communication on Council's position

The purpose of this proposal seeks to encourage simplification of formalities (declarations lodged by means of a data-processing technique), more flexible rules, a more efficient procedure for recovery of duties and, under the amended proposal, a better base on which to apply the principle of "good faith" to preferential imports. The Commission agrees with the Council's common position except on two points discussed under 3.4(b) on which it maintains its initial/amended proposal. The first point relates to the paying of excise duties at the place in the Community where their companies have their headquarters and goods to be released for free circulation in this or another Member State. The second point relates to the protection of the Community's financial interests where investigations into the existence of customs debts are not yet completed as the statutory period draws to an end.

Community Customs Code

1998/0134(COD) - 12/03/1999 - Text adopted by Parliament, 1st reading/single reading

The Parliament's opinion drafted by Reino Kalervo PAASILINNA (PES, Finland) was adopted. There were several amendments adopted by Parliament in this first reading. The Parliament deleted much of the Commission's proposed text, including several amendments to Articles in Regulation (EEC) No. 2913/92, such as Art 5(2), 2nd subparagraph, Art.62(3), Art. 115(4), Art. 117(c), Art. 118(4), Art. 133(e), Art. 152, Art. 221(3). It also introduced some new or replacement articles. The adopted amendments seek to make the legislation more transparent and responsive to traders' needs.